

AMENDED IN ASSEMBLY APRIL 26, 2006

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 2285

Introduced by Committee on Business and Professions (Negrete McLeod (Chair), Shirley Horton (Vice Chair), Maze, Nation, Vargas, and Yee)

February 22, 2006

An act to amend Section 13300 of the Business and Professions Code, relating to automatic check out systems.

LEGISLATIVE COUNSEL'S DIGEST

AB 2285, as amended, Committee on Business and Professions. Automatic checkout systems.

Existing law requires for automated checkout systems that all price reductions, surcharges, and taxes be displayed for the consumer at least once before the consumer is required to pay for the goods or services.

This bill would delete that requirement, but would require the price, ~~along with any surcharge and in the instance of an advertised price reduction or discount, the discounted price or regular price and credit or reduction of advertised savings,~~ to be displayed.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 13300 of the Business and Professions
- 2 Code is amended to read:

1 13300. (a) The operator of a business establishment that uses
2 an automatic checkout system to sell goods or services to
3 consumers shall ensure that the price of each good or service
4 ~~along with any surcharge~~ to be paid by the consumer is
5 conspicuously displayed to the consumer at the time that the
6 price is interpreted by the system. ~~The total amount for each~~ *In*
7 *any instance in which the business advertises a price reduction*
8 *or discount regarding an item offered for sale, the checkout*
9 *system customer indicator shall display either the discounted*
10 *price for that item, or alternatively, the regular price and a credit*
11 *or reduction of the advertised savings. Any surcharges and the*
12 *total value to be charged for the overall transaction also shall be*
13 displayed for the consumer at least once before the consumer is
14 required to pay for the goods or services. The checkout system
15 customer indicator shall be so positioned, and the prices and
16 amounts displayed shall be of a size and form, as to be easily
17 viewable from a typical and reasonable customer position at each
18 checkout location.

19 (b) For the purposes of this section, “automatic checkout
20 system” means a computer or any electronic system used to
21 interpret the universal bar code or any other code that is on an
22 item offered for sale to determine the price of the item being
23 purchased regardless of whether the code entry is accomplished
24 manually by a human or automatically by a machine.

25 (c) All automatic checkout systems used by a business
26 establishment on and after January 1, 2007, shall comply with the
27 requirement of subdivision (a).